OIPE IAP42 DEC 28 2007 PATENT & TRADEMARK OFFICE

#5748

PATENT APPLICATION

HEWLETT-PACKARD COMPANY
Intellectual Property Administration
P.O. Box 272400
Fort Collins, Colorado 80527-2400

ATTORNEY DOCKET NO. 100201444-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Yoshio Turner et al.

Application No.: 10/680,911

Filing Date: October 8, 2003

Title: NETWORK CONGESTION CONTROL

Confirmation No.: 6355

Examiner: J. E. Mattis

Group Art Unit: 2616

Commissioner For Patents
PO Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner date, Sept. 28, 2007, rejecting the following claims 1, 3-5, 8-11 and 13 and objected to claims 2, 6, 7 and 12

☒ The fee for filing this Notice of Appeal is $510.00 (37 CFR 41.20).

☐ No Additional Fee Required.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.13 6(a) apply.

☐ (a) Applicant petitions for an extension of time under 37 CFR 1.136 (FEES: 37 CFR 1.17 (a)-(d) for the total number of months checked below:

☐ 1st Month $120 ☐ 2nd Month $460 ☐ 3rd Month $1050 ☐ 4th Month $1640

☐ The extension fee has already been filed in this application

☐ (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account **08-2025** the sum of $ 510.00. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account **08-2025** pursuant to 37 CRF 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

Date: 12/28/07

Respectfully submitted,
Yoshio Turner et al.
By _____
Patrick C. Keane
Attorney/Agent for Applicant(s)
Reg No. : 32,858
Date : Dec. 28, 2007
Telephone : (703) 838-6522

I hereby certify that this document is being filed by personal delivery to the Customer Service Window Randolph Building, 401 Dulany Street Alexandria, VA 22314, of the United States Patent & Trademark Office on the date indicated above.

By: _____ Reg No 32,858
(Attorney Signature and Reg. No.)

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